

**Minutes of the Waukesha County Criminal Justice Collaborating Council
Executive Committee
Monday, June 16, 2008**

The meeting was called to order at 3:04 p.m.

Present: Judge Mac Davis (Chair), Carolyn Evenson, Peter Schuler, Jim Dwyer. **Absent:** Brad Schimel, Dan Vrakas.

Also present: Holly Patzer, Windy Jicha, Bob Gibson, Lyndsay Johnson, Michael Giese, Sue Zastrow, Janet Wimmer.

Update on Data Needs for Program Evaluation

Gibson said there have been offshoot meetings of the data group to talk about data and reporting needs. They look at ways to analyze data and reports to monitor jail statistics. The ideas need to be further expanded. His goal is to write a report by June 30 identifying the suggested data requirements. The report will suggest mapping but will not provide the answer. The report will be sent to IT and program staff for cost estimates.

Johnson said she and IT staff met to look at the latest reports. The goal after the meeting was to do further testing to see if everyone can come up with similar answers. The group talked about what they will go forward with, Spillman or the data warehouse. It needs to be acknowledged that the reports run in Spillman and the data warehouse yield different results. The differences, which are not significant, are due to how averages are reported by each system. A standard needs to be selected. The group also talked about the hierarchy of charges. Charges are assigned a number according to the severity of the crime. It was discovered that a few charges did not have numbers for reasons unknown. The ratings need to be completed by someone knowledgeable of the system. Gibson said there was some ad hoc assignment of hierarchy in the process. It will be an ongoing process to clean the data. Evenson said Ryan Jurgens wanted to get a group together to review the hierarchy and clean up the data.

Davis asked who should review the ratings. Gibson recommended a group of staff from the Sheriff's Department, District Attorney's Office, courts, etc. Evenson said it would be good to have a judicial official review the information.

Dwyer said regarding the two different results, are there any advantages/disadvantages of using either system? Will we need to select one system? Johnson said we should commit to going with one system otherwise there will be a lot of questions about reporting differences. Davis said there needs to be an agreement signed off by all parties stating which report is official. It is frustrating. Evenson said there are glitches that need to be addressed.

Update on Recruitment of CJCC Coordinator

Zastrow said an advertisement is being developed which will be posted in a variety of places after the position is approved by the County Board on June 24. She would be interested in any ideas of potential places to list the opening. The opening will be advertised for two weeks with a deadline of July 14 for resume submission. Interviews would be scheduled for the last week of July. Schuler wants to conduct the interviews with a panel.

Davis said he is concerned there isn't enough time for people to find out about the opening. Zastrow said the deadline could be extended. The current timeline was set up with speed in mind.

Evenson agreed there needs to be more time. Schuler suggested moving the resume submission date forward one week. Davis agreed that would be good. Schuler said another week won't make that big of a difference. He thought the interview panel could be members of the CJCC Executive Committee. Dwyer said someone from HR should be present. Schuler said he estimates the interviews would take place the first week in August. Evenson, Davis and Dwyer volunteered to help, schedules permitting. Dwyer said he wants to see a set process for each interview including standardized questions.

Zastrow volunteered to send out an email asking for everyone's availability for the interview process. She agrees that a set of questions should be developed and along with written screening criteria for resumes. They need to know what everyone is looking for in a candidate.

Gibson said he's always happy to help in the process.

Update on 2009 CJCC Budget

Schuler said he had hoped to go through a version of the operating budget but the recent flooding prevented him from completing the task. There will be some transitioning of line items in the 2009 budget due to funding issues. Schuler asked the committee the following questions about the 2009 budget:

1. Should money be budgeted for strategic planning?
2. If we need to attend the national treatment court conference, we will attend. If we do not, should money be budgeted for people to attend and how many?
3. Should we budget for the state treatment court conference?
4. Evaluations need to be done by Matt Hiller and Temple University as long as grant money is available. Once the money runs out, how will we evaluate the program?
5. How much should be budgeted for the data project?
6. Is there any other consulting that needs to be considered? There is no money budgeted for consulting in 2008. Consulting is currently being paid from the CJCC Coordinator opening.
7. Money is budgeted for database and ongoing technical resources. If that task is done in-house, there will be no need to allocate money for it.
8. What are our technical needs? Does the cost of this item warrant a capital project?

Patzer said WCS is working on a database internally as part of the agency's data plan. The long over due project will be expensive. Dwyer asked do we have a time commitment from IT. Schuler said no. IT follows a process to review projects. Evenson said IT will do projects internally if the work will take less than a certain number of hours to complete. Patzer said there is a possibility of combining all applications into one database. The database is owned by the county not WCS.

Davis said money should be budgeted for the CJCC coordinator to attend the state and national alcohol treatment court conferences plus another conference for training purposes. Schuler said there will be some money available for travel and training for the coordinator.

Evenson said the last time we did strategic planning, the costs were minimal. Strategic planning allows us to develop specific goals. Davis said there needs to be money for strategic planning and Alcohol Treatment Court evaluation when the grant ends. If possible, there should be money for consulting for the data warehouse. Schuler said we need to include money for technology or else nothing will happen.

Schuler said the Council will get the operating budget before the July 14 meeting for review. The budget will go into the budget presentation materials for the HHS Committee and County Board budget review.

Evenson asked who will work on the budget objectives. Schuler said he'd gladly accept volunteers.

Status Update on the Prisoner Transport Study Recommendations

Davis said the full Council reviewed the Prisoner Transport Study. The recommendations and actions from that meeting should be pulled together. Evenson said it should be given to the County Executive.

Dwyer said Public Works staff has heard our issues and concerns. The County Board Executive Committee talked about the overall use of facility, priorities, timeline and outcomes of the plan. Evenson asked would it be appropriate to encourage money be put into the out years of the capital plan for planning to build a new courthouse or renovating the current one. Dwyer said there is no intent to build a new courthouse in the next five to ten years.

Davis explained that at the County Board Executive meeting, Bolte said if more courtroom space is needed, the Kimme Plan would be built. Dwyer said are we making a good investment in the future of the building knowing there's not much space available to build additional buildings. Davis said he heard Bolte say he won't consider building a new courthouse. A new facility could be built and the Administrative Center converted to alternate use. Evenson said Bolte put together a list of Courthouse improvements but never asked courts staff what their needs are for the next 30 years.

Davis said Bolte told the County Board Executive Committee that remodeling the Courthouse is too radical and would require it to be empty for 18 months during renovations. Dwyer said Bolte has a plan is to temporarily move courts to the new HHS building during Courthouse renovations. Dwyer said we need to look at the critical repairs/improvements such as new windows, alarms, wiring, etc. Keckeisen calculated the return on investment for new windows and found it would take 45 years to recoup the costs.

Evenson asked if a letter of CJCC recommendations should be sent to the County Executive? Dwyer said now would be a good time in the capital project planning process to submit recommendations. Evenson will forward a list of motions/actions taken by the CJCC to Jicha for formatting.

Evenson asked did we get Matt Hiller's final draft report? Schuler said not yet. He will follow-up on the final version.

Update on WIRED Grant

Schuler said the grant has been in front of a review board in Milwaukee which has some questions on the budget. He is sure the WCEDC staff is working to answer questions. He will continue to seek answers. He will email the committee if there are significant issues.

Discussion of Recommendations of HHS AODA Advisory Committee and HHS Board Regarding Day Reporting and Alcohol Treatment

Schuler said the HHS Department has five advisory committees to the HHS Board and recipients and providers of service. After hearing participant feedback from Day Reporting Program and Alcohol Treatment Court about how positive the programs are, the AODA Advisory committee recommended moving the vacant AODA counselor position to the Treatment Resources Center. Schuler thinks this is highly unlikely due to lack of funds but will keep the recommendation on the list.

Approve the Minutes of May 21, 2008 Meeting

The minutes of May 21, 2008 were approved with unanimous consent.

Review WCS Proposal on Use of SCRAM Alcohol Monitoring Device

Schuler said WCS put together a proposal detailing the implementation of SCRAM in Waukesha County for repeat alcohol offenders, pretrial and post sentence.

Patzer said WCS was asked to put together a proposal looking at pretrial and post sentence to utilize the SCRAM system wide. The program is not inexpensive. SCRAM is used by WCS in Milwaukee County pretrial for third or more OWI offenders. Milwaukee County pays for the program. The costs are estimated based on Milwaukee County's experience and WCS's data on Pretrial Programs. Not all third OWI offenders automatically use SCRAM. The county uses criteria to decide who should or should not be put into the system. The estimate for Waukesha County is for full blown use of SCRAM. Wimmer said some of the data in the proposal comes from Alcohol Monitoring Systems, Inc. (AMS), the maker of SCRAM. AMS has SCRAM in 44 states. Patzer said SCRAM is a predictor of who will be compliant.

Davis said it is a better way of monitoring in the Sheriff's Department than VI-CAP. The cost of the program post conviction is paid for by the offender. Patzer said Milwaukee County pays for the pretrial SCRAM. They have a huge budget ranging from \$260K to \$300K for pretrial services. Davis asked Patzer why do you think Milwaukee County would have fewer pretrial OWI offenders on SCRAM than in Waukesha County? Patzer said WCS was asked to predict costs as if all offenders would be put on SCRAM. The cost proposal budgets for 50 participants on SCRAM.

Davis asked would Waukesha County get a price break for using more units? Patzer said there isn't a price break because the more units you have, the more staff you need. Each unit costs WCS \$1,500.

Davis asked which is better and more effective, VI-CAP or SCRAM? Giese said SCRAM is better but it doesn't tell you where the people are, just if they're drinking. They need to know where people are at all times. With VI-CAP, we know people are 75 feet from their phone at all times or we can call and verify they are at work. We don't do testing at work hoping they're not using at work. There has been discussion as to whether there is potential abuse on our system but he has no actual statistics.

Patzer said clients have shared they know how to work the system. We know pretrial people drink. People come in to WCS and test positive. Milwaukee uses SCRAM for high risk people. Milwaukee pays for the pretrial units because they don't think they can make the defendants pay until they're charged. They are charged the costs post sentence. Milwaukee County also looked at the cost of technicians for the system. With electronic monitoring you know people are at work but you don't know what they're doing. Scott Walker wants to close down H uber and put everyone on GPS. It's been determined that 30-40% of people in Milwaukee County H uber are there for drunk driving. WCS is working on a pilot to put drunk drivers on GPS and SCRAM for public safety. Milwaukee's decision to require SCRAM for third time and high risk second offenders was budgetary. WCS has a large case load in Waukesha County because of the higher criteria. If you look at State of WI DOT statistics, Milwaukee and Waukesha Counties are very similar.

Giese said using SCRAM would reduce revenue in the Sheriff's Department from VI-CAP and electronic monitoring. He uses electronic monitoring because he feels he has to. He doesn't see adding people to electronic monitoring unless there is a savings. He doesn't know what GPS costs but it would probably be more than what we currently charge. The Huber census is down year-to-date. If he starts in the hole, it won't help to go further in the hole.

Patzer said anyone ordered directly to day reporting could be on SCRAM and charged a fee. Breathalyzer tests aren't an option because the entire case load would have to come in twice a day to be tested.

Davis said public safety is the number one item to the County Executive. OWIs are a big issue.

Evenson asked have any programs received grants for SCRAM and reported the results? Wimmer said SCRAM organizations have several data bases she can review to see how the system is used national-wide. She can run reports to see if the system is used as a deterrent for drinking or a tool to prevent alcohol use.

Davis asked have you notice an upsurge in the use of drugs or prescription drugs? Patzer said overall it is increasing. The law changed a few years ago allowing arrests for driving under the influence of a drug. The problem is if they have a valid prescription for the drug, they will come back positive for it. A quantitative test would have to be done. Drunk driving is far more of an issue than prescription drugs.

Giese said he was under the impression there would be savings on SCRAM but not after seeing the report. He hoped the Council could make a recommendation to the Sheriff and the department could put a small number of people on SCRAM. Patzer said the higher costs are associated with the number of staff needed. She doesn't see the cost going as low as the costs for VI-CAP or electronic monitoring.

Giese said he was told he would save money on staff with SCRAM but according to the proposal, staff would still be needed for screening and monitoring. Wimmer said WCS would screen people. Giese said WCS won't review records ahead of time. Patzer agreed WCS would only do monitoring.

The meeting adjourned at 4:30 p.m.